

NORTH CAROLINA DEPARTMENT OF
ENVIRONMENT AND NATURAL RESOURCES
WINSTON-SALEM REGIONAL OFFICE



JAMES B. HUNT JR.
GOVERNOR

WAYNE McDEVITT
SECRETARY

DIVISION OF WATER QUALITY
GROUNDWATER SECTION

June 16, 1998

CERTIFIED MAIL NUMBER P 400 656 426
RETURN RECEIPT REQUESTED

CC&PS, North Carolina Highway Patrol
Attn: Mr. Ronald Faison
1300 Blue Ridge Road
Raleigh, N.C. 27607

SUBJECT: **NOTICE OF VIOLATION OF 15A NCAC 2N. NC Highway Patrol-
Market, 2527 E. Market Street, Greensboro, Guilford County, NC**

Dear Mr. Faison:

The Division of Water Quality, (Division) has discovered that the subject location is not in compliance with North Carolina Administrative Code (NCAC) Title 15A Subchapter 2N "Criteria and Standards Applicable to Underground Storage Tanks." Pursuant to 15A NCAC 2N .0203, you are identified as the owner and/or operator of UST(s) at the subject location. Information pertaining to the following violations was obtained from a review of file documents.

All references in this Notice of Violation (Notice) to parts of the federal regulations found at 40 CFR 280 "Underground Storage Tanks: Technical Requirements" were adopted by reference in 15A NCAC 2N. The following violation(s) of 15A NCAC 2N were observed:

VIOLATION 1:

Failure to notify the Division of compliance with permanent closure requirements within thirty (30) days following closure (tank removal or abandonment) as required by 15A NCAC 2N .0405.

CORRECTIVE ACTION for Violation 1:

A tank closure report providing evidence of compliance with the requirements established in 15A NCAC 2N sections .0802 and .0803 and the *Groundwater Section Guidelines for the Investigation and Remediation of Soils and Groundwater, Volume II* (January 2, 1998) must be submitted along with the GW/UST-2 form entitled "Site Investigation

Report for Permanent Closure or Change in Service". Immediately, submit the GW/UST-2 form and the tank closure report for removal of one 10,000 gasoline UST at the subject site to John C. Nantz, Jr. at Guilford County Public Health, 1100 E. Wendover Avenue, Greensboro, NC, 27405.

Note: Engineering or geological work must be performed under the supervision of a Professional Engineer (P.E.) or Licensed Geologist (L.G.), and subsequent reports must be signed and sealed by the P.E. or L.G. For information concerning the requirements of engineering or geological work, you may contact the appropriate licensing board.


You must respond to this Notice by complying with each of the aforementioned corrective action requirements and by completing the following task:

Unless another deadline has been specified in the corrective actions identified above, all necessary information to verify compliance must be submitted to Sherri V. Knight at the letterhead address, **within 30 days after the date of receipt of this Notice.**

In addition to the civil penalties which may be assessed for the violations cited in this Notice, failure to take the corrective actions may result in enforcement action which may include: (1) a civil penalty assessment of up to \$10,000 per violation for each day of continuing violation per NC G.S. 143-215.6A, (2) criminal proceedings under circumstances as outlined under G.S. 143-215.6B, (3) referral of your site to the Federal Trust Fund for cleanup or remediation which must seek cost recovery from responsible parties for any and all expenses incurred, (4) a request to the Attorney General to institute an action for injunctive relief, and (5) the issuance of a special order.

It is your responsibility to comply with these criteria and standards. Copies of 15A NCAC 2N are available at this office. If you believe that the findings are in error, or if you have any questions pertaining to this Notice, please contact John C. Nantz, Jr. at (336) 373-3771.

Sincerely,



Larry D. Coble
Regional Supervisor
Winston-Salem Regional Office

LDC/jcn

cc: WSRO
Guilford County Health Dept.

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail (See reverse)

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|---|----|
| Sent to CCPS, NCH Highway Patrol | |
| Street & Number | |
| Post Office, State, & ZIP Code | |
| Postage | \$ |
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| Special Delivery Fee | |
| Restricted Delivery Fee | |
| Return Receipt Showing to Whom & Date Delivered | |
| Return Receipt Showing to Whom, Date, & Addressee's Address | |
| TOTAL Postage & Fees | \$ |
| Postmark or Date | |

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NCH Highway Patrol 2527 E. MARKET ST.

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

CCPS, NCH Highway Patrol
ATTN: MR. RONALD FANSON
1300 BLUE RIDGE ROAD
RALEIGH, N.C. 27607

4a. Article Number

P 400 656 426

4b. Service Type

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☒ Return Receipt for Merchandise

7. Date of Delivery

6-18-98

5. Signature (Addressee)

FANSON (Ronald)

6. Signature (Agent)

PS Form 3811, December 1991 *U.S. GPO: 1989-302-714

DOMESTIC RETURN RECEIPT

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